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TITAN MARITIME LLC dba  
TITAN SALVAGE, a Crowley Company

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII**

CAPE FLATTERY LIMITED,

Plaintiff,

vs.

TITAN MARITIME, LLC, dba TITAN  
SALVAGE, A CROWLEY COMPANY,

Defendant.

Case No. CV 08 0482 JMS KSC

**DEFENDANT TITAN MARITIME  
LLC'S MOTION FOR LEAVE TO  
AMEND ANSWER;  
MEMORANDUM OF POINTS AND  
AUTHORITIES; DECLARATION  
OF ALBERT E. PEACOCK, III;  
EXHIBITS "A" – "C";  
CERTIFICATE OF SERVICE**

**DEFENDANT TITAN MARITIME LLC'S**  
**MOTION FOR LEAVE TO AMEND ANSWER**

Defendant TITAN MARITIME LLC dba TITAN SALVAGE, a Crowley Company ("Titan") respectfully moves this Court for leave to amend its Answer filed April 26, 2012 (Doc. 61), and to file the First Amended Answer, attached as Exhibit "A" to the concurrently filed Declaration of Albert E. Peacock, III, so that it may remove certain the affirmative defenses, including those struck by the Court's July 31st Order; add factual detail to a previously-asserted affirmative defense; and, add two affirmative defenses each of which would provide Titan with a complete legal defense to Plaintiff's claim.

This motion is brought pursuant to Rules 7(b) and 15(a)(2) of the Federal Rules of Civil Procedure and Rule 7.2 of the Local Rules of the United States District Court for the District of Hawaii. This motion is supported by the attached Memorandum of Points and Authorities, the attached Declaration of Albert E. Peacock III and Exhibits "A" through "C" thereto; and, all records and files in this case.

DATED: February 15, 2013

/s/ ALBERT E. PEACOCK III  
ALBERT E. PEACOCK III  
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